

H. C. R. No. 30, Authorizing the loan of certain highway equipment.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 42, Authorizing the recalling of House Bill No. 140 from the Governor's office for the purpose of making said correction.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 47, Granting each House the permission to adjourn on Thursday, February 20, to Monday, February 24, 1941.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

#### SENT TO THE GOVERNOR

February 20, 1941

House Concurrent Resolution No. 10.

House Concurrent Resolution No. 30.

House Concurrent Resolution No. 42.

House Bill No. 151.

House Bill No. 234.

House Bill No. 259.

House Bill No. 108.

#### TWENTY-SIXTH DAY

(Monday, February 24, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker

Allen

Allison

Alsop

Anderson

Avant

Bailey

Baker

Bean

Bell

Benton

Blankenship

Boone

Brawner

Bray

Bridgers

Brown

Bruhl

Bullock

Bundy

Burkett

Burnaman

Carlton

Carrington

Cato

Celaya

Chambers

Clark

Cleveland

Coker

Colson, Mrs.

Connelly

Craig

Crossley

Crosthwait

Daniel

Davis

Deen

Dickson of Bexar

Dickson of Nolan

Donald

Dove

Duckett

Dwyer

Ellis

Eubank

Evans

Favors

Ferguson

Files

Fitzgerald

Fuchs

Gandy

Garland

Gilmer

Goodman

Halsey

Hanna

Hardeman

Hargis

Harris of Dallas

Harris of Hill

Hartzog

Heflin

Helpinstill

Henderson

Hileman

Hobbs

Howington

Hoyo

Huddleston

Huffman

Hughes

Humphrey

Hutchinson

Isaacks

Jones

Kelly

Kennedy

Kersey

Kinard

King

Klingeman

Knight

Lansberry

Lehman

Little

Lock

Love

Lowry

Lucas

Lyle

McAlister

McCann

McDonald

McGlasson

McLellan

McMurry

McNamara

Manford

Manning

Markle

Martin

Matthews

Mills

Montgomery

Moore

Morgan

Morris

Morse

Murray

Nicholson

Pace

Parker

Pevehouse

Phillips

Price	Spacek
Rampy	Spangler
Reed of Bowie	Stanford
Reed of Dallas	Stinson
Ridgeway	Stubbs
Roark	Thornton
Roberts	Turner
Rhodes	Vale
Sallas	Voigt
Senterfitt	Walters
Sharpe	Wattner
Shell	Weatherford
Simpson	White
Skiles	Whitesides
Smith of Bastrop	Winfree
Smith of Atascosa	

Absent—Excused

Howard Taylor  
Leyendecker

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Almighty God, 'What is man, that Thou art mindful of him, or the children of men that Thou visitest them?' Yet Thou hast bidden us to ask that we may receive, to seek, that we may find. Wilt Thou heal our backslidings, and guide us by Thine unerring Spirit that we may fulfil Thy reasonable expectations concerning us. In Jesus' name. Amen."

#### LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Howard for today on motion of Mr. Stinson.

Mr. Taylor for today on account of military service on motion of Mr. Klingeman.

The following Member was granted leave of absence on account of illness:

Mr. Leyendecker for today on motion of Mr. Gilmer.

#### HOUSE BILLS ON FIRST READING

The following House Bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committee, as follows:

By Mr. Hutchinson:

H. B. No. 407, A bill to be entitled "An Act to provide for the recording of official discharges of soldiers, sailors, and other persons in the service of the United States under the Selective Training and Service Act of 1940, Public Number 783, 76th Congress, Chapter 720, 3d Session, S-4164, approved September 16, 1940; authorizing the Commissioners' Court to expend County funds to provide necessary books for said purpose; making it the duty of the County Clerk of each County to make such record; directing the payment to the County Clerk out of County funds of a fee for said services, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Walters and Mr. Morris:

H. B. No. 454, A bill to be entitled "An Act creating and providing for a Merit System Council; defining certain terms; providing qualifications for members of the Council and for their terms of office; providing for the Council's organization and meetings, and the compensation of members, providing its duties and powers; permitting State agencies to expend State and Federal funds for services rendered by the Merit System Council; appropriating Federal funds for use for the purposes for which they were granted; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Kinard:

H. B. No. 455, A bill to be entitled "An Act regulating and prescribing limitations for all printing for the State of Texas and political subdivisions thereof; establishing the requirements of responsible bidders; prescribing penalties for the violation of the provisions of this Act repealing all laws and parts of laws in conflict herewith and declaring an emergency."

Referred to the Committee on Public Printing.

By Mr. Dickson of Bexar:

H. B. No. 456, A bill to be entitled "An Act amending Article 711 of the Code of Criminal Procedure of the State of Texas, Acts of 1925, by adding thereto a provision that severance shall not be granted as a matter of right to the defendants but shall only be granted when in the discretion of the trial judge the defendant applying for such severance will be deprived of the right of a fair and impartial trial; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Lansberry:

H. B. No. 457, A bill to be entitled "An Act amending Article 3810, Title 56, of the Revised Civil Statutes of Texas of 1925, providing for sales to be made under powers conferred by any Deed of Trust or other contract lien, and providing the manner in which notice shall be given thereof, and declaring an emergency."

Referred to the Committee on Judiciary and Uniform State Laws.

By Mr. Lyle and Mr. Brown:

H. B. No. 458, A bill to be entitled "An Act amending Article 1583, Chapter 6, Title 18, of the Penal Code of Texas, 1925, as amended by Chapter 139, Acts of the Regular Session of the Forty-fourth Legislature, as amended by Chapter 173, Acts of the Regular Session of the Forty-fifth Legislature, relating to work and vacation of firemen and policemen in cities of more than twenty-five thousand (25,000) inhabitants and in cities of more than thirty thousand (30,000) inhabitants; fixing the hours that shall constitute a legal day's work in fire and police departments in cities of more than forty thousand (40,000) population; providing that not more than seventy-two (72) hours shall constitute the calendar week's work, and that no person shall work more than one hundred, forty-four (144) hours in any two (2) consecutive calendar weeks in cities of more than forty thousand (40,000) population; providing for emergency pay in cities of more than forty thousand (40,000) population; providing for a

minimum wage scale in cities of more than forty thousand (40,000) population; providing that each violation shall constitute a separate offense; providing penalty for the violation of the provisions of this article and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Goodman:

H. B. No. 459, A bill to be entitled "An Act to protect and safeguard Public Health, authorizing, regulating and pertaining to the practice of Chiropractic in the State of Texas, defining Chiropractic; creating a State Board of Chiropractic Examiners and Registration; providing for appointment of said Board of Chiropractic Examiners; providing for an executive secretary; defining and prescribing powers and duties thereof, providing for licensing, examination, and registration of Chiropractors in the State of Texas; prohibiting the practice of any other mode or system under the name of Chiropractic; providing for prosecution and penalties for violation of this Act, and repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Gilmer:

H. B. No. 460, A bill to be entitled "An Act making an appropriation for the "Upper Guadalupe River Authority"; designating who shall have authority to execute vouchers under the direction and with the consent of Directors of said District; limiting the purpose for which the money may be spent; providing money therein appropriated is intended as a loan and is to be repaid to the State's General Revenue Fund from the first revenue received by said District; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Gilmer:

H. B. No. 461, A bill to be entitled "An Act granting the Commissioners Courts of Crockett, Sutton, Menard, Mason, Kimble, Kerr, Bandera, Real, and Edwards Counties permission to

pay out of the General Fund of said counties bounties for the destruction of rattlesnakes and predatory animals; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Hoyo:

H. B. No. 462, A bill to be entitled "An Act adopting the rule of the Comparative Negligence; prescribing the effect of Contributory Negligence upon the right of recovery; and providing that Contributory Negligence shall not bar a recovery but that the damages shall be diminished in proportion to the amount of negligence attributable to the injured or damaged person or his survivors."

Referred to the Committee on Judiciary and Uniform State Laws.

By Mr. Sharpe, Mr. Davis and Mr. Roark:

H. B. No. 463, A bill to be entitled "An Act to provide additional revenue for the State of Texas by levying an excise, license or privilege tax, in addition to all other licenses and taxes now levied and assessed in this State, upon every person, firm, association or corporation engaged in gathering gas produced in this State; to define the meaning of 'gas' and 'gathering gas'; providing for the keeping and maintaining of necessary records for computing the tax hereby imposed; providing penalties for the failure or omission to keep the required records; providing for the enforcement of this Act by the Comptroller of Public Accounts; providing penalties for the failure to make true and correct return hereunder; providing for the seizure and sale of the tax debtor's property in case of failure to pay said taxes; providing that tax is in addition to all other taxes; prohibiting the deduction of the tax from payments due sellers by purchasers; providing that any person intentionally furnishing false information or making false oath under this Act shall be guilty of perjury; providing that all moneys collected under this Act shall be credited to the Available School and Texas Old Age Assistance Funds; providing that if any clause, sentence, paragraph, section or any part of this Act shall be adjudged in-

valid, such judgment shall not affect or impair or invalidate the remainder of this Act; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Kersey and Mr. Alsup:

H. B. No. 464, A bill to be entitled "An Act to facilitate the cooperation of this State with other units of government, determining the membership of the Board, and establishing the Texas Commission on Interstate Cooperation; describing the functions and operations of said Commission; providing for the establishment of delegations and committees; providing for reports; providing titles for the committees and the Commission; declaring the Council of State Governments a joint governmental agency of this State and of the other State; stating the intent of a fund to be appropriated by the Legislature; providing a saving clause; and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Ridgeway, Mr. Hoyo, Mr. Dickson of Bexar and Mr. Dwyer:

H. B. No. 465, A bill to be entitled "An Act providing that in all counties in the State of Texas, having a County Court at Law for Civil or Criminal Cases, the Judge of such County Court at Law shall, in all cases of disqualification, inability or absence of the County Judge, preside in place of the County Judge in all Probate proceedings, and shall preside over the Juvenile Court and the Lunacy Court of such County, and declaring an emergency."

Referred to the Committee on Judiciary and Uniform State Laws.

By Mr. Blankenship:

H. B. No. 466, A bill to be entitled "An Act to amend Article 2832 of the Revised Civil Statutes of Texas, 1925, as amended, by adding thereto Article 2832c, providing that if the Board of Trustees of any school district, in counties having more than three hundred and fifty thousand (350,000) population, elects to accept from its treasurer a deposit of approved securities in lieu of a surety

bond, and the treasurer of such school district is a banking institution; then such banking institution may pledge its assets and securities as collateral security for all deposits of the school district; repealing all laws and parts of laws in conflict therewith; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Lyle:

H. B. No. 467, A bill to be entitled "An Act to amend Article 5155 of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 217, Acts 1933, 43rd Legislature, and to amend Article 5516, 5517, 5518 and 5519 of the Revised Civil Statutes of Texas, 1925, so as to include within the regulatory provisions thereof, persons, firms, associations, partnerships and corporations engaged in certain business activities within this State, whether in private or public work, and which employ more than three (3) persons; requiring a three-day payment of wages on demand in certain cases; providing the procedure for suit for wages; providing penalties and the enforcement thereof; prescribing the duties of the Commissioner of Labor Statistics; and declaring an emergency."

Referred to the Committee on Labor.

By Mr. Heflin:

H. B. No. 468, A bill to be entitled "An Act amending Subsection (d) of Section 10, Section 11, and further amending Section 11 by adding thereto Subsection (b), Section 13, Section 14, Subsection (a) of Section 18, and further amending Section 18 by adding thereto Subsection (d), and Subsection (a) of Section 21, all of Chapter 116, General Laws, Forty-fourth Legislature, Regular Session, and further amending Section 18 as amended by Chapter 469, General and Special Laws, Forty-fourth Legislature, Second Called Session, providing for certain changes in fees, requirements, and regulations with respect to schools of beauty culture, the operation of beauty parlors, and the personnel engaged in the trade or practice of beauty culture; and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Crossley, Mr. Burkett and Mr. Bundy:

H. B. No. 469, A bill to be entitled "An Act making provision for the administrative methods of enforcement of tax liens of county and State and cities and towns and district, and all subdivisions of government with taxing power, and eliminating the foreclosure thereof by suits in court; and providing for notice, advertisement, sale, execution, and delivery of deed by collector, effect of deed, defenses, redemption, fees, costs, disposition of pending suits, making the same also applicable to all existing delinquencies for prior years; and making the present statutes concerning foreclosure suits in court applicable only in certain cases already in Court; and also in conformity with the Constitutional amendment reducing the redemption requirements; limiting the time for bringing suits for real estate against persons holding same under recorded Tax Collector's deeds, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Harris of Hill, Mr. Harris of Dallas, Mr. Pevehouse, Mr. Coker, Mr. Wattner, Mr. Connelly, Mr. Morgan, Mr. King, Mr. Allen, Mr. Kersey, Mr. Manning, Mr. Bailey, Mr. Murray, Mr. Benton, Mr. Helpinstill, Mr. Allison, Mr. Sharpe, Mr. Burnaman, Mr. Moore, Mr. Evans, Mr. Howington, Mr. Weatherford, Mr. Rampy, Mr. Bullock, Mr. Ellis, Mr. Jones, Mr. Huddleston, Mr. Fuchs, Mr. Brawner, Mr. Reed of Bowie, Mr. Deen, Mr. Roark, Mr. Davis, Mr. Isaacks, Miss Files, Mr. Carrington, Mr. Morris, Mr. Bean, Mr. McGlasson, Mr. Hargis, Mr. Hileman, Mr. Senterfitt, Mr. Dickson of Nolan, Mr. Cato, Mr. Carlton, Mr. Stanford, Mr. Dickson of Bexar, Mr. Klingeman, Mr. Voigt, Mr. Whitesides, Mr. Hobbs, Mr. McCann and Mr. Gandy:

H. B. No. 470, A bill to be entitled "An Act to raise revenues for the support of the State Government by imposing and providing an occupation tax upon the production of oil in this State as measured in the gas-

oline potential thereof; providing that such tax shall be computed upon the basis of the gravity-yield table as set out herein; providing the manner of keeping reports and the method of remitting said tax to the Comptroller of Public Accounts and the State Treasurer; providing that three-fourths of the funds shall be set aside as a special Social Security Fund to be disbursed as the Legislature may direct for social security needs in the State, and one-fourth of said tax when and as received by the Comptroller shall be paid to the State Treasurer of Texas and be placed to the credit of the available school fund; providing for the expense of administering this Act; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

#### ADDITIONAL SIGNER OF HOUSE BILL

By unanimous consent of the House, the following member was authorized to sign bill as coauthor of same, as follow:

Mr. Klingeman: House Bill No. 130.

#### INVITING HON. T. W. DAVIDSON TO ADDRESS A JOINT SESSION

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 23, Inviting Hon T. W. Davidson to Address a Joint Session of the Legislature.

Whereas, The Honorable T. W. Davidson, Federal Judge for the Northern District of Texas, will be a guest in the City of Austin on Monday, March 3rd; and

Whereas, Judge Davidson has a long and distinguished career as a private citizen, an elected public official, and as a Federal Judge, which public career began with his election to the State Senate of Texas in 1921 to represent the Second Senatorial District, comprising the Counties of Gregg, Harrison, Panola, Rusk and Shelby; and

Whereas, As a member of said body Judge Davidson distinguished himself for his statesmanlike conduct, his unwearying zeal and steadfast loyalty to the best interests of

the masses of the people of Texas; and

Whereas, He was later elevated by the people of Texas to the position of Lieutenant-Governor, in which place he served with fairness and impartiality, endearing himself to all those with whom he came in contact; and

Whereas, Judge Davidson was, prior to his elevation to the Bench, a leader in the Democratic Party in Texas, and his leadership was of a high, unselfish and patriotic character. In recognition of his high standing in the legal profession, Judge Davidson was in 1935 appointed to the Federal Bench, a fitting honor for one who had so distinguished himself in his profession and in his public life; now therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, That Judge T. W. Davidson be, and he is hereby, invited to appear before a Joint Session of the House and Senate at 11 o'clock a. m., Monday, March 3rd, to address the Legislature.

The resolution was read second time and was adopted.

#### COMMENDING GOVERNOR W. LEE O'DANIEL

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 24, Commending Governor W. Lee O'Daniel and the People of Eldorado in Regard to Industrial Development of Texas.

Whereas, Texas has long been recognized as the leading State in the production of wool and mohair, having an annual clip of approximately eighty million pounds of these commodities;

Practically all of this splendid raw material has been shipped outside of the confines of this State for processing;

If this material were manufactured in Texas it would be the means of developing an industry peculiarly adapted to conditions in the State; and

Whereas, Governor W. Lee O'Daniel has consistently advocated extensive industrial development of Texas;

In line with this program, the progressive citizenry of the Western part of this State has constructed a wool-

en mill in Eldorado, Texas, known as the "West Texas Woolen Mill";

This mill is to be opened on February 27 and formally dedicated by Governor W. Lee O'Daniel, thus marking a new step in the industrialization of one of Texas' greatest enterprises; now, therefore, be it

Resolved, By the Senate of Texas, the House of Representatives concurring, that the Legislature commend Governor O'Daniel for his efforts in behalf of such activities, and congratulate the people of Eldorado, and of the area adjacent thereto, for their far-sightedness and progressive spirit in inaugurating such a worthwhile program.

The resolution was read second time and was adopted.

#### RELATIVE TO HOUSE BILL NO. 360

Mr. Burkett asked unanimous consent of the House that the Engrossing Clerk be authorized to correct the population figures for Wheeler County in the caption and body of House Bill No. 360.

There was no objection offered and it was so ordered.

#### MESSAGES FROM THE GOVERNOR

The Speaker laid before the House and had read the following messages from the Governor:

February 24th, 1941.

To the House of Representatives of the Forty-seventh Legislature:

Complying with the request contained in H. C. R. No. 42, I am today returning House Bill No. 140.

W. LEE O'DANIEL,  
Governor of Texas.

February 24th, 1941.

To the Members of the Forty-seventh Legislature:

I submit as emergency legislation the subject of amending House Bill No. 170, Chapter 91, Acts of the First Called Session of the Forty-first Legislature, and Chapter 206, Acts of the Regular Session of the Forty-second Legislature, which laws create the office of State Auditor and provide for a uniform budget system of the State.

In my message to the Legislature on January 16, I pointed out the necessity of amending both of these laws so as to place the State Auditor directly under the control of the Legislature and to provide for a Director of the Budget who would be responsible to the Governor.

The substitute for Senate Bill No. 20 which has now been approved by the Committee on State Affairs in the Senate will, in my judgment, accomplish the main essential purposes desired. The bill will not do everything I should like to have done, but I believe this substitute for Senate Bill No. 20 will accomplish the two main fundamental purposes necessary to establish an effective budget system and an effective audit system for this State. And it is for this reason that I submit this subject as emergency legislation, and I recommend the passage of the substitute for Senate Bill No. 20.

My opinion has been requested as to the advisability of combining this legislation with a broad plan which is proposed to completely reorganize the administrative departments of the state government and put all employees of the State under a classified civil service. I think everyone knows that any bill designed to effect a complete reorganization of the State Government, such as is proposed in legislation now before this Legislature, will involve a long drawn out consideration, and will meet with much opposition, and in the end may not be enacted into law.

I am not opposed to the most effective reorganization of all of the departments of the State government that it is possible to obtain, but I think it would be a serious mistake to attempt to merge these two bills for the reason that it might result in not getting anything accomplished. Furthermore, I see no reason for considering these two pieces of legislation together. I think the better course would be to pass this bill, and pass it now. By so doing, we shall at least improve the situation as it now stands and if the Legislature is able during the remainder of this session to secure the passage of the governmental reorganization bill, it will be just as easy to amend this law to make it fit into the complete reorganization plan, as it would be

to amend the present law to fit into that plan. In other words, by passing this legislation now, we are assured of some definite accomplishment, while at the same time, we shall not even in the slightest degree interfere with the possibility of a still broader improvement in the organization setup of the State government.

I would certainly hate to see this bill merged with a general governmental reorganization bill and thereby possibly jeopardize the passage of both pieces of legislation.

I recommend that you immediately pass the Committee Substitute for Senate Bill No. 20, by itself, without any attempt to merge it with any other legislation.

Respectfully submitted,

W. LEE O'DANIEL,  
Governor of Texas.

#### REPORT OF COMMITTEE TO FIFTH ANNUAL CONFERENCE OF STATE GOVERNMENTS

The Speaker laid before the House the following report of the Committee heretofore appointed to attend the Fifth Annual Conference of the Council of State Governments:

(On motion of Mr. Kersey, the report was ordered printed in the Journal.)

Honorable W. Lee O'Daniel,  
Honorable Coke Stevenson,  
Honorable Homer Leonard:

This is a joint report of the three representatives that you gentlemen sent to the Fifth Annual Conference of the Council of State Governments in Washington, D. C., of January 21, 1941. It is my privilege of presenting to you the joint report of Representative Alsup of the House, Senator York of the Senate, and myself as representative of Governor O'Daniel. As representatives from the various States began to assemble together, my first reaction of the subject uppermost in their minds was defense against the possibility, if not indeed the probability, and nearness of war to the Western hemisphere.

Our opinions were tempered somewhat by their geographical location with respect to the two oceans. For example, representatives from the

States along the Atlantic seaboard in their talks were plainly jittery. This state of mind was reflected by the speakers from those sections before the conference.

In talking with two representatives from California, one from San Francisco and one from Los Angeles, both seemed to agree that the United States is now engaged in a defensive war on the Pacific. In our opinion that sizes up state of mind as it existed at the conference which was composed of legislators, governors, attorneys general and secretaries of state from every section, from the Pacific to the Atlantic, from Canada to the Gulf.

Governor Harold E. Stassen, president of the Council, made the opening address in which he declared, "That all democracies at this hour are in danger of destruction by totalitarian dictators," and spoke in a matter-of-fact way when he said, "When the lease-lend bill now before Congress is passed, all Federal, State and local governments will wholeheartedly support the President."

Governor Lehman of New York, who followed Governor Stassen, spoke in the same taken-for-granted vein, in speaking on the subject, "The States in the Present Emergency," told the conference that New York was progressing nicely in their extensive program of building bomb-proof cellars to ward off the blows from German bombs. Governor Lehman was very deliberate, specific, and positive in his declarations and seemed quite familiar with the details of the defenses needed by the State of New York.

Among other speakers who spoke on national defense were Sidney Hilman, Governor O'Conner of Maryland and Mr. Biddle, solicitor general of the United States. In our opinion the most valuable address delivered to the conference was by the Honorable William S. Knudsen, chief of the production division to the Council of National Defense. It was not the usual run of the mill political addresses, but a very practical, definite and yet everyone seemed to be determined not to miss a word. The main point that he brought out in his speech was the part that the various State Governments were to play



in the National Defense set-up, and he made this closing remark, "Do not forget, gentlemen, that even though you have materials and tools and factories, you must have skilled men to operate them. We do not need experts because experts, after all, are just ordinary mechanics away from home, but we do need skilled workmen who are willing to give their best to this government of free people."

The second main topic of the conference related to the subject of relief and its administration. The main point of controversy being whether or not the program should continue as now administered, partially by the Federal government, partially by the States and partially by the local officials, or whether the government should withdraw entirely from the Works Relief Administration. A resolution was finally adopted stating that the Federal government should withdraw entirely from any part in the administration of the works relief program, but that the government might continue to contribute on the basis of not less than fifty percent nor more than seventy-five percent of the amount contributed by the States. We were informed before we left Washington that the President did not approve this part of the committee resolutions.

In closing we wish to thank you, Speaker Leonard, Lieutenant Governor Stevenson and Governor O'Daniel, for granting us the opportunity to attend the Fifth Annual Conference with the Council of State Governments.

Respectfully submitted,  
CLINTON KERSEY,  
LON E. ALSUP,  
J. ALTON YORK.

#### SPECIAL COMMITTEE APPOINTED

The Speakers announced the appointment of the following committee to escort Governor Sam Houston Jones of Louisiana and Governor W. Lee O'Daniel to the Speaker's stand:

Messrs: Kinard, Montgomery Phillips, Burnaman and Daniel.

#### ADDRESS BY GOVERNOR SAM HOUSTON JONES

(In Joint Session)

In accordance with the provisions

of House Concurrent Resolution No. 46, Adopted by the House and Senate, Inviting the Honorable Sam Houston Jones, Governor of the State of Louisiana to address a Joint Session of the Legislature at 11:00 o'clock a. m., today the Honorable Senators escorted by Hon. Bob Barker, Secretary of the Senate, were announced at the bar of the House and being duly admitted were escorted to seats prepared for them along the aisle.

Lieutenant Governor Coke R. Stevenson was escorted to a seat on the Speaker's Stand.

Honorable Sam Houston Jones, Governor W. Lee O'Daniel and party escorted by Senators Ramsey, Hill, Sulak, Stone and Beck, Committee on the part of the Senate, and Messrs.: Kinard, Montgomery, Phillips, Burnaman and Daniel, Committee on the part of the House, were announced at the bar of the House and were escorted to seats on the Speaker's Stand.

Lieutenant Governor Coke R. Stevenson called the Senate to order and stated that the two Houses were in Joint Session for the purpose of hearing an address by the Honorable Sam H. Jones, Governor of Louisiana.

The Lieutenant Governor directed the clerk to call the roll of the Senate.

The roll of the Senate was called and the following Senators were present:

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Chadick	Moore
Cotten	Ramsey
Fain	Shivers
Formby	Smith
Graves	Spears
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York
Martin	

A quorum of the Senate was announced present.

Speaker Homer Leonard called the House to order and directed the Clerk to call the roll of the House.

The roll of the House was called and the following Members were present:

Mr. Speaker	Goodman
Allen	Halsey
Allison	Hanna
Alsup	Hardeman
Anderson	Hargis
Avant	Harris of Dallas
Bailey	Harris of Hill
Baker	Hartzog
Bean	Heflin
Bell	Helpinstill
Benton	Henderson
Blankenship	Hileman
Boone	Hobbs
Brawner	Howington
Bray	Hoyo
Bridgers	Huddleston
Brown	Huffman
Bruhl	Hughes
Bullock	Humphrey
Bundy	Hutchinson
Burkett	Isaacks
Burnaman	Jones
Carlton	Kelly
Carrington	Kennedy
Cato	Kersey
Celaya	Kinard
Chambers	King
Clark	Klingeman
Cleveland	Knight
Coker	Lansberry
Colson, Mrs.	Lehman
Connelly	Little
Craig	Lock
Crossley	Love
Crosthwait	Lowry
Daniel	Lucas
Davis	Lyle
Deen	McAlister
Dickson of Bexar	McCann
Dickson of Nolan	McDonald
Donald	McGlasson
Dove	McLellan
Duckett	McMurry
Dwyer	McNamara
Ellis	Manford
Eubank	Manning
Evans	Markle
Favors	Martin
Ferguson	Matthews
Files	Mills
Fitzgerald	Montgomery
Fuchs	Moore
Gandy	Morgan
Garland	Morris
Gilmer	Morse

Murray	Skiles
Nicholson	Smith of Bastrop
Pace	Smith of Atascosa
Parker	Spacek
Pevehouse	Spangler
Phillips	Stanford
Price	Stinson
Rampy	Stubbs
Reed of Bowie	Thornton
Reed of Dallas	Turner
Ridgeway	Vale
Roark	Voigt
Roberts	Walters
Rhodes	Wattner
Sallas	Weatherford
Senterfitt	White
Sharpe	Whitesides
Shell	Winfree
Simpson	

#### Absent—Excused

Howard	Taylor
Leyendecker	

A quorum of the House was announced present.

Speaker Leonard then presented Honorable DeWitt Kinard, who presented Governor W. Lee O'Daniel to the Joint Session and the assemblage.

Governor O'Daniel then introduced Honorable Sam H. Jones, Governor of the State of Louisiana, to the Joint Session and the assemblage.

Governor Jones then addressed the Joint Session.

(On motion of Mr. Fuchs the remarks of Governor Sam H. Jones in addressing the Joint Session were ordered printed in the Journal.)

(Note: Copy of address not available for Journal.)

#### SENATE RETIRES

At the conclusion of the address the Senate at 11:30 o'clock a. m., retired to its Chamber.

#### RELATIVE TO HOUSE SIMPLE RESOLUTION NO. 107

Mr. Kinard moved to suspend the necessary Rules in order that a motion may be made to reconsider the vote by which House Simple Resolution No. 107 was heretofore adopted.

The motion to suspend the Rules prevailed.

(Mr. Reed of Dallas in the Chair.)

Mr. Kinard then moved to reconsider the vote by which House Simple Resolution No. 107 was heretofore passed by the House.

The motion to reconsider prevailed.

Question: Shall the resolution be adopted?

(Speaker in the Chair.)

Mr. Kersey offered the following amendment to the resolution:

Amend H. S. R. 107, Section 7, by adding the following:

"Subject to approval of Chairman of Contingent Expense Committee."

The amendment was adopted.

Mr. Hileman offered the following amendment to the resolution:

Amend H. S. R. 107, Sec. 7, by adding the words:

"Providing however, that the amount appropriated shall not exceed one thousand dollars."

McLELLAN,  
HILEMAN.

Mr. Kersey moved to table the amendment.

The motion to table was lost.

Question then recurring on the amendment by Mr. Hileman, it was lost.

Mr. Kersey moved to reconsider the vote by which the amendment was lost and to table the motion to reconsider.

The motion to table prevailed.

Mr. Lock moved the previous question on House Simple Resolution No. 107 and the motion was not seconded.

Mr. Hanna offered the following amendment to the resolution:

Amend H. S. R. 107, Section 7, to read as follows:

\$1,500.00.

HANNA,  
KINARD.

Mr. Kersey moved to table the amendment.

The motion to table prevailed.

Mr. Lock moved the previous question on the resolution and the main question was ordered.

Question recurring on the resolution yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—60

Allison	Lock
Baker	Lowry
Bean	Lucas
Bray	Lyle
Brown	McAlister
Bullock	McGlasson
Burkett	McLellan
Carrington	McMurry
Cato	McNamara
Celaya	Manning
Coker	Markle
Craig	Mills
Crossley	Morse
Donald	Parker
Eubank	Reed of Dallas
Evans	Roark
Favors	Roberts
Ferguson	Rhodes
Garland	Sallas
Halsey	Senterfitt
Hardeman	Sharpe
Heflin	Smith of Bastrop
Henderson	Smith of Atascosa
Huddleston	Spangler
Hughes	Stanford
Humphrey	Stubbs
Jones	Thornton
Kersey	Vale
Kinard	Walters
Little	Winfree

Nays—72

Allen	Burnaman
Anderson	Carlton
Avant	Chambers
Bailey	Clark
Benton	Cleveland
Blankenship	Connelly
Boone	Crosthwait
Brawner	Daniel
Bridgers	Davis
Bruhl	Deen
Bundy	Dove

Duckett	Love
Dwyer	McCann
Ellis	McDonald
Files	Martin
Fitzgerald	Matthews
Fuchs	Moore
Gandy	Morgan
Goodman	Morris
Hanna	Murray
Hargis	Nicholson
Helpinstill	Pace
Hileman	Phillips
Hobbs	Price
Howington	Rampy
Hoyo	Reed of Bowie
Huffman	Ridgeway
Hutchinson	Skiles
Isaacks	Spacek
Kelly	Stinson
Kennedy	Turner
King	Voigt
Klingeman	Wattner
Knight	Weatherford
Lansberry	White
Lehman	Whitesides

Present—Not Voting

Alsup	Manford
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Absent

Bell	Harris of Hill
Colson, Mrs.	Hartzog
Dickson of Bexar	Montgomery
Dickson of Nolan	Pevehouse
Gilmer	Shell
Harris of Dallas	Simpson

Absent—Excused

Howard	Taylor
Leyendecker	

Mr. Kersey moved to reconsider the vote by which the resolution was lost and to table the motion to reconsider.

The motion to table prevailed.

#### AUTHORIZING CERTAIN CORRECTION IN HOUSE BILL NO. 266

Mr. Clark offered the following resolution:

H. C. R. No. 48, Authorizing Certain Correction in House Bill No. 266.

Whereas, House Bill No. 266 has passed the House and Senate; and

Whereas, The following words "all property assessed for said school district exclusive of any and" were inadvertently omitted in Section 1,

line 12, of said bill; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be authorized and directed to insert "all property assessed for said school district exclusive of any and" in Section 1, line 12, between the words "of" and "all".

The resolution was read second time and was adopted.

#### HOUSE CONCURRENT RESOLUTION NO. 20 WITH SENATE AMENDMENTS

Mrs. Colson called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 20, To grant Mrs. Gertrude Cabeen permission to sue the State.

The Speaker laid the resolution before the House with the Senate amendments.

On motion of Mrs. Colson, the House concurred in the Senate amendments by the following vote:

Yeas—131

Allen	Connelly
Allison	Craig
Alsup	Crossley
Anderson	Crothwait
Avant	Daniel
Bailey	Davis
Baker	Deen
Bean	Donald
Benton	Dove
Blankenship	Duckett
Boone	Eubank
Brawner	Evans
Bray	Favors
Bridgers	Ferguson
Brown	Files
Bruhl	Fitzgerald
Bullock	Fuchs
Bundy	Gandy
Burkett	Goodman
Burnaman	Halsey
Carrington	Hanna
Cato	Hardeman
Celaya	Hargis
Chambers	Harris of Dallas
Clark	Harris of Hill
Cleveland	Heflin
Coker	Helpinstill
Colson, Mrs.	Henderson

Hileman	Morgan
Hobbs	Morris
Howington	Morse
Hoyo	Murray
Huddleston	Pace
Huffman	Parker
Hughes	Phillips
Humphrey	Price
Hutchinson	Rampy
Isaacks	Reed of Bowie
Jones	Reed of Dallas
Kelly	Ridgeway
Kennedy	Roark
Kersey	Roberts
King	Rhodes
Klingeman	Sallas
Knight	Senterfitt
Lansberry	Sharpe
Lehman	Shell
Little	Simpson
Lock	Smith of Bastrop
Love	Smith of Atascosa
Lowry	Spacek
Lucas	Spangler
Lyle	Stanford
McAlister	Stinson
McDonald	Stubbs
McGlasson	Thornton
McLellan	Turner
McMurry	Vale
McNamara	Voigt
Manford	Walters
Manning	Wattner
Markle	Weatherford
Martin	White
Matthews	Whitesides
Mills	Winfree
Moore	

## Absent

Bell	Hartzog
Carlton	Kinard
Dickson of Bexar	McCann
Dickson of Nolan	Montgomery
Dwyer	Nicholson
Ellis	Pevehouse
Garland	Skiles
Gilmer	

## Absent—Excused

Howard	Taylor
Leyendecker	

## MESSAGE FROM THE SENATE

Austin, Texas, February 24, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed:

S. B. No. 142, A bill to be entitled "An Act amending Chapter 8, Article 149, of the Revised Civil Statutes, of the State of Texas, by adding a new Article to be numbered 149H, authorizing and empowering the Board of Directors of the Agricultural and Mechanical College of Texas to establish and maintain an Agricultural Experimental Station for the purpose of making scientific investigations and experiments in the study of poultry problems with particular emphasis on the study of problems relating to the scientific production of broilers and fryers in the South Central Texas region, said station to be located in Gonzales County, etc., and declaring an emergency."

## Adopted

S. C. R. No. 18, Relative to the Board of Control entering into a contract with the San Jacinto Museum of History Association, etc.

Senate has adopted the Conference Report on S. C. R. 15 by a viva-voce vote.

The Senate has refused to concur in House amendments to Senate Bill No. 91 and requests the appointment of a Conference Committee to adjust the differences between the two Houses.

The following have been appointed on the part of the Senate:

Senators Spears, Weinert, Hazlewood, Stone, Graves.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

SENATE BILLS ON FIRST  
READING

The following Senate Bills, received from the Senate, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 150, to the Committee on Municipal and Private Corporations.

S. B. No. 142, to the Committee on Livestock and Stock Raising.

BILLS AND RESOLUTIONS SIGNED  
BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due

notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

S. B. No. 42, "An Act providing for a supplementary scholastic census in school districts where there is an unusual increase in population due to proximity of National Defense Agencies; etc.; and declaring an emergency."

S. C. R. No. 24, Commending Gov. W. Lee O'Daniel and the people of Eldorado in regard to industrial development to Texas.

S. C. R. No. 23, Inviting Honorable T. W. Davidson to address a Joint Session of the Legislature.

S. C. R. No. 15, Authorizing the loan of certain highway equipment.

H. C. R. No. 44, Authorizing certain correction in House Bill No. 328.

H. C. R. No. 46, Inviting Governor Sam H. Jones to address a Joint Session of the Legislature.

S. B. No. 171, "An Act fixing the term of office of School Trustees of Independent School Districts, whether created under General Law or by Special Act of the Legislature, having seventy thousand (70,000) or more scholastics according to the last official scholastic census and wherein there may be situated a city having a population of three hundred seventy-five thousand (375,000) or more; etc.; and declaring an emergency."

S. B. No. 172, "An Act providing that the Commissioners' Courts in counties of more than five hundred thousand (500,000) population, according to the last preceding Federal census, shall have the authority to direct, control, employ, and discharge all building superintendents, janitors and other employees necessary to the upkeep, etc.; and declaring an emergency."

S. B. No. 173, "An Act providing that no county having a population of not less than twenty-five thousand five hundred fifty (25,550), nor more than twenty-five thousand six hundred ten (25,610), according to the last preceding or future Federal Census, shall have a County Auditor; etc.; and declaring an emergency."

H. B. No. 314, "An Act granting the Commissioners Court of Burnet County permission to pay out of the General Fund of said county bounties for the destruction of rattlesnakes and predatory animals; and declaring an emergency."

H. B. No. 375, "An Act validating notices to bidders on certain county projects and notices of intention to issue time warrants in payment thereof in each instance where the first publication of such notice was fourteen (14) or more days prior to the date set for receiving bids, notwithstanding the fact that such notice was not published for two (2) consecutive weeks; authorizing Commissioners' Courts to proceed with the making of contracts pursuant to such notice and to issue time warrants in payment therefor; etc.; and declaring an emergency."

#### ADJOURNMENT

Mr. Nicholson moved that the House adjourn until 10:00 o'clock a. m. tomorrow.

Mr. Kersey moved that the House recess until 2:00 o'clock p. m. today.

Mr. Smith of Atascosa moved that the House recess until 7:30 o'clock p. m. today.

The motion to adjourn prevailed and the House accordingly at 12:30 o'clock p. m. adjourned until 10:00 o'clock a. m. tomorrow.

#### APPENDIX

##### STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Judiciary and Uniform State Laws: H. B. Nos. 78, 311 and 335.

Agriculture: H. B. Nos. 90 and 332.

##### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 271, A bill to be entitled "An Act making an appropriation for the support and maintenance of the Judiciary of the State of Texas for the biennium beginning September 1, 1941, and ending August 31, 1943; requiring certain fees paid to clerks or officers of all Appellate Courts to be deposited monthly in the State Treasury; prescribing certain rules and restrictions respecting the expenditures of appropriations made herein; suspending all laws in conflict herewith; declaring the invalidity of any portion of this Act shall not affect any other portion; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 367, A bill to be entitled "An Act making it lawful to hunt or kill wild foxes in DeWitt County; repealing all laws in conflict therewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 386, A bill to be entitled "An Act amending Section 3 of House Bill No. 12 of the Second Called Session of the Forty-second Legislature, so as to remove the prohibition against catching or taking fish from the waters of Lake Waco and the Bosque Rivers and their tributaries in the Counties of McLennan and Bosque during the month of February; legalizing the catching, taking, and using shad for bait in said waters; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 394, A bill to be entitled "An Act to repeal Chapter 71, House Bill No. 84, Acts of the Regular Session of the Forty-sixth Legislature, prohibiting the use of seines, nets, or other devices for catching fish or shrimp, with exceptions, in or on the waters of Matagorda Bay from the Colorado River to its easternmost end; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 360, A bill to be entitled "An Act authorizing the Commissioners Court in each county in this State having a population of not less than eleven thousand, five hundred and forty (11,540) nor more than eleven thousand, five hundred and seventy (11,570), and any in county having a population of not less than twelve thousand, three hundred and eighty (12,380) nor more than twelve thousand, three hundred and ninety, according to the last preceding Federal Census, to allow each County Commissioner certain expenses for traveling and in connection with the use of his automobile on official business only and/or in overseeing the construction work on public roads of the County; requiring each such Commissioner to pay the expense of operation and repair of such vehicle so used by him without any further expense whatsoever to the County; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 422, A bill to be entitled "An Act authorizing the Commissioners Court in certain counties to allow each County Commissioner certain expenses in connection with the performing of the duties as road commissioner in addition to the duties as County Commissioner; providing for the payment of the same; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 123, A bill to be entitled "An Act providing for the revision and compilation of the abstracts of patented, titled, and surveyed land by the Commissioner of the General Land Office; making an appropriation for the printing and binding of same; providing for the distribution and sale of same by the Comptroller of Public Accounts; providing such binding and printing is to be done within this State; providing the Act shall not affect laws pertaining to preparation, printing, and distribution of supplementary abstract volumes; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 101, A bill to be entitled "An Act amending Article 2250, Revised Civil Statutes of Texas, of 1925, so as to authorize an appeal from certain interlocutory orders of the County Court; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 34, A bill to be entitled "An Act to provide for the appointment of Commissioners to the National Conference of Commissioners on Uniform State Laws; providing their terms of office; defining their duties; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 31, A bill to be entitled "An Act to provide that in all suits on account of the defalcation of, or misapplication or misappropriation of money by, any public officer in this State the official bond or bonds of such officers executed after this Act takes effect shall inure to the benefit of the persons aggrieved by such defalcation, misapplication, or misappropriation occurring during the period covered by such bonds, and that for all purposes of limitation such suits by such persons on such bonds shall be considered and treated as actions for debt founded upon a contract in writing and governed by the four-year Statute of Limitation."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 44, Authorizing cer-



tain corrections in House Bill No. 328.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 24, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 46, Inviting Sam Jones, Governor of the State of Louisiana, to address a joint assembly of the House of Representatives and the Texas Senate on Monday at 11 o'clock, or at such time as is suitable to his plans.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 24, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 314, "An Act granting the Commissioners Court of Burnet County permission to pay out of the General Fund of said County bounties for the destruction of rattlesnakes and predatory animals; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 24, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 375, "An Act validating notices to bidders on certain county projects and notices of intention to issue time warrants in payment thereof in each instance where the maximum amount of the warrants stated in said notice is not more than Sixty Thousand Dollars (\$60,000), and where the first publication of such notice was fourteen (14) or more days prior to the date set for receiving bids, notwithstanding the fact that such notice was not

published for two (2) consecutive weeks; authorizing Commissioners Courts to proceed with the making of contracts pursuant to such notice and to issue time warrants in payment therefor; validating contracts made and time warrants authorized in payment thereof pursuant to such notice and prior to the effective date of this Act; providing that this Act shall not validate any warrants issued as herein described, the validity of which is attacked in any court of competent jurisdiction by suit pending therein at the time or within fifteen (15) days of the time this Act becomes effective; enacting other provisions relating to the subject; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

#### SENT TO THE GOVERNOR FEBRUARY 24, 1941

House Concurrent Resolution No. 47.

House Concurrent Resolution No. 44.

House Concurrent Resolution No. 46.

House Bill No. 314.

House Bill No. 375.

#### TWENTY-SEVENTH DAY

(Tuesday, February 25, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Boone
Allen	Brawner
Allison	Bray
Alsup	Bridgers
Anderson	Brown
Avant	Bruhl
Bailey	Bullock
Baker	Bundy
Bean	Burkett
Bell	Burnaman
Benton	Carlton
Blankenship	Carrington